

Posted: May 31, 2011
4:00 PM
Jason Smith

BEFORE THE PUBLIC SERVICE COMMISSION

AGENDA

THIS MEETING WILL NOT BE CONDUCTED BY VIDEOCONFERENCE.

JUNE 7, 2011

I. Call Meeting to Order - 1:00 PM, Dover

II. **CONSENT AGENDA:**

1. IN THE MATTER OF THE APPLICATION OF ARTESIAN WATER COMPANY, INC., FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICES PURSUANT TO 26 DEL. C. §203C (FILED MARCH 31, 2010 AND AMENDED MAY 4, 2011) - PSC DOCKET NO. 10-CPCN-09 ("SOUTHERN NEW CASTLE COUNTY 0210 PART 1")
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Commission to consider Staff Memorandum and proposed Order No. 7975 to provide water services to forty-nine parcels of land in Southern New Castle County, Delaware.

2. IN THE MATTER OF THE APPLICATION OF ARTESIAN WATER COMPANY, INC., FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICES PURSUANT TO 26 DEL. C. §203C (FILED MARCH 31, 2010 AND AMENDED MAY 4, 2011) - PSC DOCKET NO. 10-CPCN-10 ("SOUTHERN NEW CASTLE COUNTY 0210 PART 2")
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Commission to consider Staff Memorandum and proposed Order No. 7976 to provide water services to fifty-two parcels of land in Southern New Castle County, Delaware.

3. IN THE MATTER OF THE APPLICATION OF ARTESIAN WATER COMPANY, INC., FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICES PURSUANT TO 26 DEL. C. §203C (FILED MARCH 31, 2010 AND AMENDED MAY 4, 2011) - PSC DOCKET NO. 10-CPCN-11 ("SOUTHERN NEW CASTLE COUNTY 0210 PART 3")
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Commission to consider Staff Memorandum and proposed Order No. 7977 to provide water services to forty-four parcels of land in Southern New Castle County, Delaware.

4. IN THE MATTER OF THE APPLICATION OF INTELEPEER, INC. FOR APPROVAL FOR A STOCK ISSUANCE (FILED MAY 17, 2011) - PSC DOCKET NO. 11-247
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Commission to consider Staff Memorandum granting Intelepeer, Inc.'s application to issue shares of common stock in an initial public offering.

5. IN THE MATTER OF THE APPLICATION OF U.S. SUN ENERGY, INC. FOR A CERTIFICATE TO PROVIDE ELECTRIC SUPPLY SERVICES WITHIN THE STATE OF DELAWARE (FILED MAY 18, 2011)- PSC DOCKET NO. 11-251

Commission to consider Staff Memorandum and proposed Order No. 7978 certifying U.S. Sun Energy, Inc. as an Electric Supplier within the State of Delaware.

6. IN THE MATTER OF THE JOINT APPLICATION OF BROADVIEW NETWORKS, INC., BROADVIEW NP ACQUISITION CORP. AND ATX LICENSING, INC. FOR AUTHORITY TO INCUR DEBT OBLIGATIONS AND ENCUMBER PUBLIC UTILITY PROPERTY (FILED MAY 19, 2011) - PSC DOCKET NO. 11-254

Commission to consider Staff Memorandum granting Broadview Networks, Inc., Broadview NP Acquisition Corp. and ATX Licensing, Inc. the authority to incur debt obligations and encumber public utility property.

7. IN THE MATTER OF THE APPLICATION OF DOME-TECH, INC. FOR A CERTIFICATE TO PROVIDE ELECTRIC SUPPLY SERVICES WITHIN THE STATE OF DELAWARE (FILED MARCH 30, 2011)- PSC DOCKET NO. 11-192

Commission to consider Staff Memorandum and proposed Order No. 7980 certifying Dome-Tech, Inc. as an Electric Supplier within the State of Delaware.

8. IN THE MATTER OF THE APPLICATION OF POWER BROKERS, LLC FOR A CERTIFICATE TO PROVIDE ELECTRIC SUPPLY SERVICES WITHIN THE STATE OF DELAWARE (FILED MAY 24, 2011)- PSC DOCKET NO. 11-256

Commission to consider Staff Memorandum and proposed Order No. 7981 certifying Power Broker's, LLC as an Electric Supplier within the State of Delaware.

III. REGULAR AGENDA ITEMS:

1. IN THE MATTER OF THE APPLICATION OF ARTESIAN WATER COMPANY, INC. FOR APPROVAL PURSUANT TO DEL. C. §215 FOR THE ISSUANCE OF A GENERAL OBLIGATION NOTE (FILED MAY 10, 2011) - PSC DOCKET NO. 11-241

Commission to consider Staff Memorandum and proposed Order No. 7979 granting Artesian Water Company, Inc.'s request that the Delaware Public Service Commission approve the issuance of a General Obligation Note in the amount of up to \$3,606,720, under the Delaware Drinking Water State Revolving Fund.

2. IN THE MATTER OF THE APPLICATION OF CHESAPEAKE UTILITIES CORPORATION FOR APPROVAL OF A CHANGE IN ITS GAS SALES SERVICE RATES ("GSR") TO BE EFFECTIVE NOVEMBER 1, 2010 (FILED SEPTEMBER 1, 2009) - PSC DOCKET NO. 10-296F

Commission to consider the Hearing Examiner's Findings and Recommendations to the Commission, dated May 23, 2011, and proposed Order No. 7974.

3. IN THE MATTER OF THE ADOPTION OF RULES AND REGULATIONS TO IMPLEMENT THE PROVISIONS OF 26 DEL. C. CH. 10 RELATING TO THE CREATION OF A COMPETITIVE MARKET FOR RETAIL ELECTRIC SUPPLY SERVICE (OPENED APRIL 27, 1999; RE-OPENED JANUARY 7, 2003; SEPTEMBER 22, 2009; SEPTEMBER 7, 2010) - PSC REGULATION DOCKET NO. 49
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Commission to consider Staff Memorandum and proposed Order No. 7984 regarding the final net metering rules for implementation prior to July 1, 2011 as required by SB267.

IV. HEARING SCHEDULE:

IN THE MATTER OF THE ADOPTION OF RULES AND REGULATIONS TO IMPLEMENT THE PROVISIONS OF 26 DEL. C. CH. 10 RELATING TO THE CREATION OF A COMPETITIVE MARKET FOR RETAIL ELECTRIC SUPPLY SERVICE (OPENED APRIL 27, 1999; RE-OPENED JANUARY 7, 2003; SEPTEMBER 22, 2009; SEPTEMBER 7, 2010) - PSC REGULATION DOCKET NO. 49

Public Hearing, June 7, 2011, 1:00 P.M., Dover Office.

V. DIRECTOR'S COMMENTS:

Staff Memorandum requesting approval to retain a consultant to assist Staff in the Artesian Water Company, Inc. rate case.

VI. ADMINISTRATIVE MATTERS:

N O T I C E

Pursuant to 29 Del. C. §10004(e) (2), this Agenda may be changed to include additional items including executive sessions or to delete items that arise at the time of the Commission meeting. During the Meeting, an executive session closed to the public may be called for certain purposes, including, but not limited to, strategy sessions to discuss pending or potential litigation, discussions of confidential documents, and certain personnel matters. Items marked with an "***" were added following the initial posting of the Agenda. An explanation for their addition to the Agenda is included following the description of the particular item.

Interested persons should contact the Commission at 1-800-282-8574 (within Delaware) for information or questions about the Agenda. The Agenda may also be viewed, after posting, at the Commission's Internet website found at depssc.delaware.gov.